

**OSTROLENK, FABER, GERB & SOFFEN, LLP**

1180 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036-8403

TEL 212 382 0700 FAX 212 382 0888 FAX 212 398 0681

email@ostrolenk.com

**PARTNERS**

SAMUEL H. WEINER  
 ROBERT C. FABER  
 MAX MOSKOWITZ  
 JAMES A. FINDER  
 WILLIAM O. GRAY, III  
 LOUIS C. DUMICH  
 CHARLES P. LAPOLLA  
 DOUGLAS A. MIRO  
 PETER S. SLOANE

**ASSOCIATES**

JOEL I. FELBER\*\*  
 KOUROSH SALEHI\*\*  
 DOUGLAS Q. HAHN  
 MICHAEL I. MARKOWITZ  
 KEITH J. BARKAUS  
 JEFF KIRSHNER  
 ART C. CODY  
 DAVID J. TORRENTE  
 AIMEE M. ALLEN

**OF COUNSEL**

MARTIN PFEFFER  
 LAWRENCE A. HOFFMAN  
 MARTIN J. BERAN  
 PAUL GRANDINETTI\*  
 MARK A. FARLEY  
 GEORGE BRIGGER  
 BELLA KARAKIS  
 STEPHEN J. QUIGLEY  
 JOSEPH M. MANAK

**WASHINGTON OFFICE**

1713 K STREET, N.W.  
 WASHINGTON, D.C. 20006  
 TEL 202 457 7783  
 FAX 202 429 8919  
 \*DC BAR  
 \*\*CONNECTICUT BAR

**FACSIMILE TRANSMITTAL SHEET**

DATE: December 28, 2006

NUMBER OF PAGES, INCLUDING COVER: 3

TO:

NAME/COMPANY	FACSIMILE NO.	
Richard Ross/ USPTO Office of PCT Legal Administration	(571) 273-0459	<input type="checkbox"/> SUCCESSFULLY FAXED
		<input type="checkbox"/> SUCCESSFULLY FAXED
		<input type="checkbox"/> SUCCESSFULLY FAXED

FROM: Lawrence A Hoffman

OFGS FILE NO.: 2778-63 RETURN TO: Laura

IF YOU DID NOT RECEIVE ALL THE PAGES, PLEASE PHONE (212) 382-0700 AS SOON AS POSSIBLE.

This message is intended only for the use of the individual(s) to which it is addressed, and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not an intended recipient, or the employee or agent responsible for delivering the message to an intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address by mail. Thank you.

**MESSAGE:**

Dear Mr. Ross:

Per my voice mail, attached is the Further Supplementary Declaration of Ms. Winnie Chua.

Lawrence A Hoffman

00807326.1

**RECEIVED**

28 DEC 2006

Legal Staff  
International Division

P/2778-63

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Guolin XU et al

Serial No.: 10/535,334

Group Art Unit: --

Int'l. Appln. No.: PCT/SG03/00261

Examiner: --

Int'l. Filing Date: 10 November 12, 2003

For: METHOD AND SYSTEM FOR CELL AND/OR NUCLEIC ACID MOLECULES  
ISOLATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FURTHER SUPPLEMENTARY DECLARATION OF WINNIE CHUA  
IN SUPPORT OF RENEWED PETITION UNDER 37 C.F.R. 1.47(a)

Sir:

I, Winnie Chua, DECLARE as follows:

1. I am the same individual who provided a declaration in this matter, dated March 21, 2006, which, I understand, was filed in support of a Petition (the "Petition") submitted to the United States Patent and Trademark Office (PTO) on March 21, 2006, requesting acceptance of the above-identified application for examination, despite the refusal of one of the named co-inventors, Dennis Lee Polla, to execute the application.
2. I was subsequently informed by outside patent counsel that the PTO had dismissed the Petition, without prejudice, due, in part, to absence of a showing that the complete application was delivered to Dennis Lee Polla at his last known address, and that he thereafter refused to execute the application papers.
3. I then provided a Supplementary Declaration dated August 17, 2006, which, I understand, was filed on August 21, 2006 together with a Renewal of the Petition.
4. I have now been informed that the PTO has requested a further Supplementary Declaration confirming that, to date, Dennis Lee Polla has still not executed the application papers.

5. This declaration is, therefore, being submitted for the purpose of providing the additional confirmation requested by the PTO.
6. I accordingly confirm hereby that since June 22, 2006, when I forwarded a complete set of the application papers to Dennis Lee Polla at his last known address, i.e., 2830 Hillsbourne South, Roseville, MN 55113, as stated in ¶3 of my August 17, 2006 declaration, and up through the date of this Declaration, I have not received an executed Declaration for this application from Dennis Lee Polla.

I further declare that all statements made herein are made of my own knowledge and are true, except for those statements made on information and belief, which are believed to be true, and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this declaration and any United States patent issuing therefrom.

Signature: WILHELM FABER

Date: 8 DECEMBER 2006